### UNITED STATES DISTRICT COURT

# WESTERN DISTRICT OF TEXAS

#### SAN ANTONIO DIVISION

LINDA ALMONTE,

Plaintiff,

Vs.

Cause No.: 05-cv-00496-FB-JWP

CHASE BANKCARD SERVICES, INC.,

Defendant.

## STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, the parties to the above-captioned action, Linda Almonte and Chase Bankcard Services, Inc., hereby stipulate to the dismissal of all claims in the above-captioned civil action, with prejudice to the refiling of same. The parties further stipulate that the parties shall bear their own costs and attorney's fees.

### Respectfully submitted,

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### CERTIFICATE OF SERVICE

I hereby certify that the foregoing has been filed pursuant to the electronic filing requirements of the United States District Court for the Western District of Texas on the 4th day of April, 2011, which provides for service on counsel of record in accordance with the electronic filing protocols in place.

/s/ Dennis P. Duffy
Dennis P. Duffy